

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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41-45 PROPERTY OWNER, LLC,

Plaintiff,

-against-

22 CIVIL 8634 (LGS)

JUDGMENT

CDM1, LLC,

Defendant.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Order dated April 17, 2023, Defendant's motion to dismiss the Second Cause of Action, for breach of the implied covenant of good faith and fair dealing, is granted.

Dated: New York, New York

April 18, 2023

RUBY J. KRAJICK

Clerk of Court

BY:

K. mango

Deputy Clerk